

INFORMATION REGARDING RESTITUTION TO VICTIMS

March 1, 2011

Re: United States v. Ira W. Gentry, Jr. and Randy Jenkins
CR-06-0464 PHX-SRB

The Office of the United States Attorney has received information indicating that you may be a victim of crimes committed in the above-referenced case. As a victim, you may be eligible for the remission of forfeited assets that have been recovered by the United States. This letter provides important information about this case and explains the rights of victims.

Ira Gentry and Randy Jenkins were convicted in 2008 of multiple counts of securities fraud and related offenses. They were sentenced to 15 years and 7.5 years in prison, respectively, as a result of their illegal manipulation of shares of a Bahamian corporation called UniDyn, Inc. Both Gentry and Jenkins appealed their convictions to the Ninth Circuit Court of Appeals, which affirmed their convictions on January 25, 2011. *United States v. Randy W. Jenkins & Ira W. Gentry*, 2011 WL 208357. The defendants have a right to seek further review of the Ninth Circuit's decision.

The Office of the United States Attorney is in the process of recovering and liquidating assets that were ordered forfeited by Judge Bolton. The United States intends to return the proceeds of the forfeited assets to the victims of the offense through a process called "remission." Authority to grant remission rests with the Chief of the Asset Forfeiture and Money Laundering Section of the United States Department of Justice. The federal regulations governing remission appear in the Code of Federal Regulations, Chapter 28, Part 9 (2010).

Because of the potentially large number of victims of this offense, the Department of Justice is in the process of retaining a private claims administrator to receive and process remission petitions. Within the next few months, potential victims will receive a notice from the claims administrator explaining the remission process and inviting them to submit remission claims if they incurred a pecuniary loss. If you have already been named in the restitution order issued by Judge Bolton (attached), you do not need to submit a remission claim and you will be automatically eligible for a remission payment. Payments made pursuant to the remission authority are dependent upon the net liquidated value of all property and the total actual loss of persons identified as victims.

The Crime Victims' Rights Act gives victims of criminal offenses in Federal court certain rights, including: (1) The right to be reasonably protected from the accused; (2) The right to reasonable, accurate, and timely notice of any public court proceeding, involving the crime, or of any release or escape of the accused; (3) The right not to be excluded from any such public court proceeding, unless the court, after receiving clear and convincing evidence, determines that testimony by the victim would be materially altered if the victim heard other testimony at that proceeding; (4) The right to be reasonably heard at any public proceeding in the district court

involving release, plea, or sentencing, (5) The reasonable right to confer with the attorney for the Government in the case; (6) The right to full and timely restitution as provided in law; (7) The right to proceedings free from unreasonable delay; and (8) The right to be treated with fairness and with respect for the victim's dignity and privacy.

If you are determined to be a victim, every effort will be made to ensure that you are provided the rights described above. While the United States Attorney's Office cannot act as your attorney or provide you with legal advice, you may seek the advice of an attorney with respect to these rights or other related legal matters.

If you have any questions, please do not hesitate to contact the Victim Witness Program at 602-514-7593.